

G. R. S. IX-5]

*Previous references.*

Police 4991896 1898-99  
191  
(Police)

File No. 649

Serial Nos. 1-3

*Later references.*

## GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-3.

M. Part B for Aug, 1899.

### SUBJECT.

Instructions in re: the use of certain  
forms for striking a case off  
the police file.

Completed  
Indels  
By

Note.

The Inspector General of Police in Mysore in his letter dated the 15<sup>th</sup> Septe/88 desired the Govt to prescribe a form in which the Police could place before magistrates for orders cases in which there were no chances of a clue being found and get such cases removed from the Police file

No 4443-57 - 87 15-9-88.  
Cin: 120

The Govt accordingly sanctioned the introduction of the form (C) recommended by the I. G. P. enjoining upon all magistrates ~~to get~~ to scrutinize before passing any orders, the Pro. of the Police enquiry and satisfy themselves that the investigation has been thoroughly complete that ~~no~~ detection has failed from <sup>want</sup>

want of execution on the part of the Police and that the Police have done all in their power to find the offenders or offenders and have failed.

Subsequently in 1891, the J. General issued a Circular to the Districts pointing out to the Police the object & scope of the "C" Form & impressed upon them the fact that the responsibilities of the Police do not cease with submitting a C. form, that all cases reported in C Form are true ones and as such must be kept in view and detected when proper clues are forthcoming.

The Chief Justice now brings to the notice of Govt. that a case shown in C Form was ordered to be struck

no 7270 of 13-6-99.

off the Police file thought  
was <sup>only</sup> ~~not~~ ~~fully~~ three months  
from the date of the com-  
mission of the offence,  
& suggested that the period  
of retention <sup>on the Police file</sup> of a case  
<sup>before it is</sup> reported in "C" form  
~~in the file of the Police~~  
should be extended to  
three years.

It may be observed  
that the Govt order referred  
to above gives scope to Magtes  
for passing orders in the  
matter of striking a case  
off the Police file when-  
ever the conditions therein  
set forth are fulfilled  
irrespective of ~~the~~ time,  
but the J. G. L. Circular  
subsequently issued  
does not exonerate the  
Police from <sup>the work of detecting</sup> a case ~~being~~  
~~detected~~, though its re-  
moval from the Police  
file has been ordered  
by any Magte at any  
time after the commission of  
the offence.

Sd/-  
G. S. S.

want of execution on the part of the Police and that the Police have done all in their power to find the offenders or offenders and have failed.

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The Chief Justice now brings to the notice of Govt. that a case shown in C form was ordered to be struck

no 7270 of 13-6-99.  
284

Sub to Secy.

This may, I think,  
be brought up for disposal  
after copies of the Madras  
P.L. orders are rec'd. from  
the C. J. A reminder  
has been sent him  
on the 3<sup>rd</sup> instant.

X!

PR 15/7/99

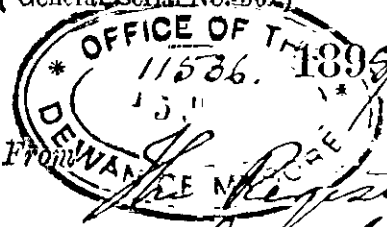
401. & Co. The office kept  
open then for fully a year  
before in the Clerk's  
- Don't ask for this &  
what is his ex-  
- planation?

17-7-99

Full explanation

PR 13/7

(General Serial No. 39)



J 1453

SLI

To

The Secretary to the  
Govt of Mysore

Dated 13<sup>th</sup>

Despatched 14<sup>th</sup>

} June/99

Received

Enclosures No.

General No.

No.

7270

284

States that the judges  
consider that 3 months  
is too short a period  
for striking a case off  
the file and suggests  
that it would be well  
if the C. J. Form were  
made applicable only to  
cases that have remained  
undetected for sometime  
say 3 years.

Sub

15.6.99

Deputy Secy. P.W.

21-6-99

Subd for order

SN

27/6/99

N<sup>o</sup> 7270  
284

Bangalore, 13<sup>th</sup> June 1899.

From

The Registrar of the  
Chief Court of Mysore

To

The Secretary to the  
Government of Mysore,  
General and Revenue Dept<sup>ts</sup>.

Sir,

I have the honor to state that it has come to the notice of this Court that, in a case of theft which was under Police investigation for a short space of 3 months only, a report in C Form was submitted to the Magistrate and permission obtained to strike the case off the Police file because no clue was forthcoming till then to detect the offenders. The Judges consider that 3 months

is too short a period for the passing of an order for striking a case off the file as it is impossible to say within that period that the Police have done all in their power to find out the offender or offenders.

I am therefore to suggest that it would be well if the C Form were made applicable only to cases that have remained undetected for some time, say 3 years - as it seems undesirable to render too easy the removal of undetected cases from the police file.

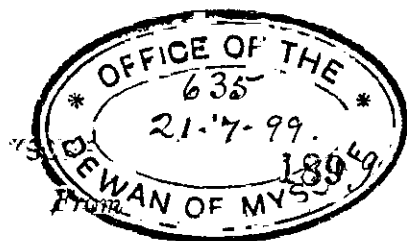
I have the honor to be,  
Sir,  
Your most obedient servant;

W. H. A. T. A. S. K. M. S.

Registrar.

W. H.

I have been thinking too much of what the case  
 Madras orders do not say  
 within a 'C' report is the  
 sub. Its acceptance  
 otherwise seems to be  
 left to the discretion of  
 the Magistrate. The  
 Report. 29/7/99  
 To require that any & every  
 case should burden the  
 Police file for 3 yrs. would  
 seem to defeat the object  
 of the 'C' Report in a great  
 measure. 29/7/99



J. 84  
 82

The Inspector General of Police  
in Mysore.

To  
 The Secretary to the Govt. of Mysore,  
 General and Revenue Depts.

Dated

Despatched 15 July 1899.

Received

General No. 3/3

No.

34

Enclosure No. 3

Forwarding copies of  
 the orders of the  
 Madras Government  
 regarding the cases re-  
 ported in C. form.

3/8/99  
 18/8/99  
 20-7-99

Reported up  
 24/8/99

Submitted.

27/7

Subd. Secy. In

I think do to -

Order to report

29-7-99

31/7/99

11874

Reading again 9/7 13 Aug/98  
 and early after the 14th letter  
 15 June 99 & the letter of 19 June  
 an order may be passed  
 to the effect that ~~unsubstantiated~~ <sup>unsubstantiated</sup> ~~unsubstantiated~~ <sup>unsubstantiated</sup>  
 should be struck off the  
 Police records. ~~deletion~~ <sup>deletion</sup> is  
 shown to be impossible and  
 that as suggested by the C.C. ~~the~~  
 C Form should be made  
 to the proper master at the expiration  
 of 3 years and order obtained  
 for striking off the case on the ground  
 stated above. The Mad will with

in his case and order report to the magistrate. Cases remaining unsolved  
 at the end of the year for which the report is made. Some may be  
 struck off the file during the year with the permission of the Magistrate.

984.

OFFICE OF THE  
INSPECTOR GENERAL OF POLICE IN MYSORE.

No. 313  
34  
Enc. 3

Dated ..... 19 July 1899

From

THE INSPECTOR GENERAL OF POLICE IN MYSORE.

To

THE SECRETARY TO THE GOVT. OF MYSORE,  
GENERAL AND REVENUE DEPARTMENTS.

SIR,

With reference to para 5 of Government Proceedings no.  $\frac{255}{829}$  dated 7<sup>th</sup> July 1897 and reminder no.  $\frac{120}{84}$  dated 3<sup>rd</sup> July 1899, I have the honor to forward herewith a printed copy of each of the marginally noted Madras ~ Government orders regarding cases reported in C form

Government order no. 26 dated 9-1-1888.

— 80 — 15-16 - 16-7-1888.

— 80 — 20 Oct. - 21-11-1889.

I have the honor to be,  
Sir,  
Your most obedient servant,

mc

H. L. S. A. D. S.  
for Inspector General of Police.

Subd. to 1<sup>st</sup> Comm  
for appl. H.K.  
3/8/87.

11898  
ack  
AK  
3/8/87

Grant  
BN  
3/8

Read again, 8/3  
for. Ref. 93-1485  
65. 9. 1523 & 13<sup>th</sup> May  
reviewing the District  
Returns subd. by the  
C. of Police showing  
the number of cases  
reported on C Comm.

Read

Order No. 7270 &  
284 /  
13<sup>th</sup> June '99 from  
the Registrar of the  
Ch. Court stating  
that the judges consider  
it undesirable to render  
too easy the removal  
of undetected cases  
from the Police file  
and suggesting that

I would be with of the  
C form were made  
applicable only to  
cases that have re-  
mained undetected  
for 3 years.

Letter No.  $\frac{313}{34}$  of the  
19<sup>th</sup> July 1898 from the  
S. P. of Police submitting  
as requested by this  
Office, copies of certain  
orders passed by the  
Madras Govt. in  
regard to cases re-  
ported in C form

Order  $\frac{1869-78}{2174}$  10/8/99.

In the Pres. of  
13<sup>th</sup> May 1898

43

cited above for  
had occasion  
remark the entire  
absence of all further  
detective effort on the  
part of the Police in a  
large number of cases  
reported on C Forms  
and which the Mag<sup>tes</sup>  
had referred should  
be retained on the  
Police file with a  
view to further steps  
being taken for their  
detection In the  
Registers entered  
above a case of theft  
is brought to notice

in which a report  
in C Form was  
submitted to the  
Mag<sup>te</sup> and permission  
obtained to strike  
the case off the Police  
file altho' the case  
had been under  
Police investigation  
for only 3 months.  
The Gov<sup>t</sup>. agree with  
the Chf. Court in  
considering that  
it is impossible  
to say within that  
short period that

The Police have done  
all in their power to  
find out the offenders  
or offenders and that  
it is desirable to  
provide against  
the premature re-  
moval of such  
undetected cases  
from the Police file  
The Govt. are ac-  
cused to direct  
that as recommended  
by the judges &  
that in 'C' Form  
for striking a case off the Police File  
an application  
should be made

& the proper Mag<sup>ts</sup> only  
at the expiration of 3  
years from the date  
of occurrence and  
that <sup>the application</sup> ~~permission~~ should  
not be <sup>granted</sup> ~~given~~ to strike  
the case off the Police  
file unless it has  
been clearly shown  
that in spite of the  
best efforts on the part  
of the Police detection  
has been found to be  
impossible.

2 To enable the Govt  
to judge whether proper & intelligent  
effect is given to the above  
orders the S. of Police

will be requested to  
 note in his Annual  
 Administration  
 Report how many  
 cases remain un-  
 -disposed at the  
 end of the year &  
 which the Report relates  
 3 years old were  
 struck off the file  
 during the year  
 with the permission  
 of the Magistrate and how  
 many remain un-  
 -disposed at the  
 end of the year for  
 which the Report is  
 made.

The Magistrate Court  
 under a covering letter  
 of the Magistrate  
 to the District Magistrate -

P. C.

*Proceedings of the Government of Mysore, Judicial, dated 10th August 1899.*

READ AGAIN—

Government Proceedings No. 14856-65—J. 1523, dated 13th May 1898, reviewing the District Returns submitted by the Inspector General of Police in Mysore, showing the number of cases reported on C Forms.

READ—

Letter No. 7270—284, dated 13th June 1899, from the Registrar of the Chief Court of Mysore, stating that the Judges consider it undesirable to render too easy the removal of undetected cases from the Police file and suggesting that it would be well if the C Form were made applicable only to cases that have remained undetected for three years.

Letter No. 313—34, dated the 19th July 1899, from the Inspector General of Police in Mysore, submitting, as requested by this office, copies of certain orders passed by the Madras Government in regard to cases reported in C Form.

No. 1869-78—J. 174, DATED BANGALORE, 10TH AUGUST 1899.

ORDER THEREON.—In the Proceedings of 13th May 1898, cited above, Government had occasion to remark the entire absence of all further detective effort on the part of the Police in a large number of cases reported on C Forms and which the Magistrates had ordered should be retained on the Police file with a view to further steps being taken for their detection. In the Registrar's letter read above, a case of theft is brought to notice, in which a report in C Form was submitted to the Magistrate and permission obtained to strike the case off the Police file, although the case had been under Police investigation for only three months. The Government agree with the Chief Court in considering that it is impossible to say within that short period that the Police have done all in their power to find out the offender or offenders and that it is desirable to provide against the premature removal of such undetected cases from the Police file. The Government are accordingly pleased to direct that, as recommended by the Judges, an application in C Form for striking a case off the Police file should be made to the proper Magistrate only at the expiration of three years from the date of occurrence, and that the application should not be granted unless it has been clearly shown that, in spite of the best efforts on the part of the Police, detection has been found to be impossible.

2. To enable the Government to judge whether proper and intelligent effect is given to the above orders, the Inspector General of Police will be requested to note in his Annual Administration Report how many cases, three years old, were struck off the file during the year with the permission of the Magistrate, and how many remain undetected at the end of the year for which the report is made.

C. SREENIVASIENGAR,  
Secy. to Govt., Gen. & Rev. Depts.

To—The Registrar of the Chief Court of Mysore.  
The Inspector General of Police in Mysore.  
All District Magistrates.

Exd.—H.A.R.

1899-1900

GOVERNMENT OF MYSORE

JUDICIAL

PROCEEDINGS

*Dated 10th August 1899*

No.  $\frac{1869-78}{J. 174}$

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Directing that an application in C Form for striking a case off the Police file should be made to the proper Magistrate only at the expiration of three years from the date of the occurrence of the offence reported.